

立法會
Legislative Council

LC Paper No. CB(2) 493/10-11

Ref : CB2/H/5/10

House Committee of the Legislative Council

**Minutes of the 7th meeting
held in the Legislative Council Chamber
at 2:30 pm on Friday, 3 December 2010**

Members present:

Hon Miriam LAU Kin-ye, GBS, JP (Chairman)
Hon Fred LI Wah-ming, SBS, JP (Deputy Chairman)
Ir Dr Hon Raymond HO Chung-tai, SBS, S.B.St.J., JP
Hon LEE Cheuk-yan
Dr Hon Margaret NG
Hon James TO Kun-sun
Hon CHAN Kam-lam, SBS, JP
Hon Mrs Sophie LEUNG LAU Yau-fun, GBS, JP
Dr Hon Philip WONG Yu-hong, GBS
Hon WONG Yung-kan, SBS, JP
Hon LAU Kong-wah, JP
Hon LAU Wong-fat, GBM, GBS, JP
Hon Emily LAU Wai-hing, JP
Hon Andrew CHENG Kar-foo
Hon TAM Yiu-chung, GBS, JP
Hon Abraham SHEK Lai-him, SBS, JP
Hon LI Fung-ying, SBS, JP
Hon Frederick FUNG Kin-kee, SBS, JP
Hon Audrey EU Yuet-mee, SC, JP
Hon Vincent FANG Kang, SBS, JP
Hon WONG Kwok-hing, MH
Hon LEE Wing-tat
Hon Jeffrey LAM Kin-fung, SBS, JP
Hon Andrew LEUNG Kwan-yuen, GBS, JP
Hon CHEUNG Hok-ming, GBS, JP
Hon WONG Ting-kwong, BBS, JP
Hon Ronny TONG Ka-wah, SC
Hon CHIM Pui-chung
Prof Hon Patrick LAU Sau-shing, SBS, JP
Hon KAM Nai-wai, MH

Mrs Constance LI	Assistant Secretary General 1
Mrs Justina LAM	Assistant Secretary General 3
Mrs Percy MA	Assistant Secretary General (Special Duties)
Ms Connie FUNG	Senior Assistant Legal Adviser 1
Mrs Sharon TONG	Principal Council Secretary (Complaints)
Mr Simon WONG	Chief Public Information Officer
Miss Odelia LEUNG	Chief Council Secretary (2)6
Ms Amy YU	Senior Council Secretary (2)3
Ms Anna CHEUNG	Senior Legislative Assistant (2)3
Mr Arthur KAN	Legislative Assistant (2)8

Action

I. Confirmation of the minutes of the 6th meeting held on 26 November 2010
(LC Paper No. CB(2) 428/10-11)

The minutes were confirmed.

II. Matters arising

Report by the Chairman on her meeting with the Chief Secretary for Administration

2. The Chairman said that there was nothing special to report.

III. Further business for the Council meeting on 8 December 2010

(a) Tabling of papers

Report No. 7/10-11 of the House Committee on Consideration of Subsidiary Legislation and Other Instruments

(LC Paper No. CB(2) 430/10-11 issued vide LC Paper No. CB(3) 271/10-11 dated 2 December 2010)

3. The Chairman said that the report covered two items of subsidiary legislation/other instruments the period for amendment of which would expire on 8 December 2010. A Member had notified her intention to speak on the Second Technical Memorandum for Allocation of Emission Allowances in Respect of Specified Licences ("Technical Memorandum") contained in the report at the Council meeting on 8 December 2010. As the Administration had given notice to move a motion to amend the Technical Memorandum, Members would have the opportunity to speak on it. As such, she would not move a motion to take note of the Report in relation to the Technical Memorandum.

(b) **Questions**
(*LC Paper No. CB(3) 257/10-11*)

4. The Chairman said that Mr Vincent FANG had replaced his oral question.

(c) **Bills - First Reading and moving of Second Reading**

Stamp Duty (Amendment) (No. 2) Bill 2010

5. The Chairman said that the Administration had given notice to present the above Bill to the Council on 8 December 2010. The House Committee would consider the Bill at its meeting on 10 December 2010.

(d) **Bills - resumption of debate on Second Reading, Committee Stage and Third Reading**

Road Traffic (Amendment) Bill 2010

6. The Chairman said that the relevant Bills Committee on the above Bill had reported to the House Committee at the last meeting, and Members did not raise objection to the resumption of the Second Reading debate on the Bill.

(e) **Government motion**

Proposed resolution to be moved by the Secretary for the Environment under section 37B(2) of the Air Pollution Control Ordinance relating to the Second Technical Memorandum for Allocation of Emission Allowances in Respect of Specified Licences

(*Wording of the proposed resolution issued vide LC Paper No. CB(3) 260/10-11 dated 2 December 2010.*)

7. The Chairman said that the relevant Subcommittee had presented its report at the last House Committee meeting, and Members did not raise objection to the proposed amendments to be moved by the Administration.

IV. Business for the Council meeting on 15 December 2010

(a) Questions

(LC Paper No. CB(3) 256/10-11)

8. The Chairman said that 20 questions (six oral and 14 written) had been scheduled for the meeting.

(b) Bills - First Reading and moving of Second Reading

9. The Chairman said that no notice had been received yet.

(c) Bills - resumption of debate on Second Reading, Committee Stage and Third Reading

Matrimonial Proceedings and Property (Amendment) Bill 2010

10. The Chairman said that the relevant Bills Committee on the above Bill had reported to the House Committee on 19 November 2010, and Members did not raise objection to the resumption of the Second Reading debate on the Bill.

(d) Government motion

11. The Chairman said that no notice had been received yet.

(e) Members' motions

(i) Motion on "Report of the Select Committee"

(Wording of the motion issued vide LC Paper No. CB(3) 264/10-11 dated 2 December 2010.)

12. The Chairman said that the above motion would be moved by Ms LI Fung-ying in her capacity as Chairman of the Select Committee and the wording of the motion had been issued to Members. She reminded Members of the speaking time limit of 15 minutes for each Member at the debate.

(ii) Motion to be moved by Hon CHAN Kam-lam

13. The Chairman said that the subject of the motion to be moved by Mr CHAN Kam-lam was "Seizing the opportunity presented by the Cross-Straits Economic Co-operation Framework Agreement and actively participating in the development of the Economic Zone on the West Coast of the Taiwan Strait".

Action

14. The Chairman reminded Members that the deadline for giving notice of amendments, if any, to the motions was Wednesday, 8 December 2010.

Report on study of subsidiary legislation

15. The Chairman said that a list containing eight items of subsidiary legislation the period for amendment of which would expire on 15 December 2010 had been tabled at the meeting. Members who wished to speak on the subsidiary legislation should notify the Clerk by 5:00 pm on Tuesday, 7 December 2010.

V. Position on Bills Committees and subcommittees
(*LC Paper No. CB(2) 429/10-11*)

16. The Chairman said that there were 12 Bills Committees, five subcommittees under the House Committee (i.e. two subcommittees on subsidiary legislation and three subcommittees on policy issues) and eight subcommittees under Panels in action.

VI. Any other business

Legislative Council ("LegCo") Open Day

17. The Chairman reminded Members that the annual LegCo Open Day would be held on 4 December 2010. The event would start at 9:30 am with an opening ceremony, and guided tours of the LegCo Building for the public would begin at around 10:00 am. As LegCo would move into the LegCo Complex at the Tamar site next year, the upcoming Open Day would be the last one of its kind held in the existing LegCo Building, making it particularly meaningful. She appealed to Members to participate actively in the Open Day.

18. There being no other business, the meeting ended at 2:36 pm.